

AMENDED

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

NEW PRIORITY DATE:

Date of filing in State Engineer's Office. JAN 11 1995 OCT 12 2012

Returned to applicant for correction FEB 09 1995

Corrected application filed

Map filed FEB 21 1995

The applicant Carl Kubler Trust

387 West Main or P.O. Box 100, of Wadsworth
Street and No. or P.O. Box No. City or Town

Nevada, 89442, hereby make application for permission to appropriate the public
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Quasi municipal - Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under No. 12. "Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point from which the center of section 4
Describe as being within a 40-acre subdivision of public
bears S. 68°13'59" W and is 1,068.7 feet, SW¼ of NE¼ Section 4, T20N, R24E, M.D.M.
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

6. Place of use A portion of SW¼ of NE¼, Section 4, T20N, R24E, M.D.M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well (150', 6" dia.), Pump (5± Horse Power)
State manner in which water is to be diverted, i.e. diversion structure, ditches and
Distribution System
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$25,000.00.....
10. Estimated time required to construct works. works are completed and in service with well 150'
If well completed, describe works.
deep, 6" in diameter and a pump of 5+ horse power, with hydropneumatic tank
11. Estimated time required to complete the application of water to beneficial use 5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The existing well and distribution system for the 14 units was constructed in
1961 and the system has been in constant use since, supplying culinary water.

By s/ Roy H. Hibdon #370
1479 So. Wells Ave., Suite 15
Reno, Nevada 89502

Compared sm/ gkl jr/bk

Protested.....

APPROVAL
.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.
(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 5.11 million gallons annually.

- Work must be prosecuted with reasonable diligence and be completed on or before August 17, 1997
- Proof of completion of work shall be filed before September 17, 1997
- Application of water to beneficial use shall be filed on or before August 17, 2000
- Proof of the application of water to beneficial use shall be filed on or before September 17, 2000
- Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed SEP 24 1997

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

Abrogated By Port. 74927 00935
79685 0.0067
80304 0.0084

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of August

A.D. 1995

R. Michael Turnipseed P.E.
State Engineer

CANCELLED OCT 06 2011
BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Port. 0.442 AFA
P.E. Brian A. Smith
Can Rescinded 3-8-2012
STATE ENGINEER

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.